

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3187 OF 1999

Shri Genba Govinda Bhalerao & Ors. ... Petitioners

Vs.

The State of Maharashtra & Ors. ... Respondents

ALONG WITH

WRIT PETITION NO.2770 OF 1999

Shri Waman Kalu Bavale & Ors. ... Petitioners

Vs.

The State of Maharashtra & Ors. ... Respondents

ALONG WITH

WRIT PETITION NO.2875 OF 1999

Smt. Shantabai Balku Gavhane & Ors. ... Petitioners

Vs.

The State of Maharashtra & Ors. ... Respondents

ALONG WITH

WRIT PETITION NO.3179 OF 1999

Nandram Rangu Gavhane ... Petitioner

Vs.

The State of Maharashtra & Ors. ... Respondents

ALONG WITH

WRIT PETITION NO.3182 OF 1998

Smt. Bhagubai Abaji Gavhane & Ors. ... Petitioners

Vs.

The State of Maharashtra & Ors. ... Respondents

ALONG WITH

WRIT PETITION NO.3183 OF 1999

Shri Abaji Waman Nabge & Ors. ... Petitioners

Vs.

The State of Maharashtra & Ors. ... Respondents

ALONG WITH

WRIT PETITION NO.6621 OF 1998

Shri Popat Sitaram Tapkir. ... Petitioner

Vs.

The State of Maharashtra & Ors. ... Respondents

Mr. C.J. Sawant with Mr. Madhav Jamdar for the petitioners.

Mr. A.A. Kumbhakoni, Associate Advocate General for the State.

Ms. L.B. Patane for respondent 4 in WP No.3187 of 1999, WP No.2875 of 1999, WP No.2770 of 1999, WP No.3179 of 1999, WP No.3182 of 1998, WP No.3183 of 1999 and WP No.6621 of 1998.

CORAM : SMT. RANJANA DESAI &
SMT. V.K. TAHILRAMANI, JJ.

DATED : 21ST SEPTEMBER, 2006.

P.C.:-

1. Mr. A.A. Kumbhakoni, the learned Associate Advocate General brought to the notice of the court that Writ Petition No.6621 of 1999 is wrongly tagged to the instant group of petitions instead of Writ Petition No.6621 of 1998.

2. Office is, therefore, directed to detach the papers of Writ Petition No.6621 of 1998 from this group of petitions and to tag Writ Petition No.6621 of 1999 to this group of petitions, forthwith.

3. In view of the judgment of the Supreme Court in T.N. Godavarman v. Union of India, AIR 1997 SC 1228, and subsequent judgments in which the Supreme Court has followed this judgment, it is not possible for us to grant the prayers made in the petition. Mr. Sawant, the learned counsel for the petitioners states that in view of these judgments, he may be permitted to withdraw the instant petitions with liberty to approach the Union of India and also the State of Maharashtra with appropriate representations. In view of this statement, the petitions are allowed to be withdrawn with liberty as prayed. If such representations are made, the Union of India and the State of Maharashtra will consider them as expeditiously as possible and in

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accordance with law.

[SMT. RANJANA DESAI, J.]

[SMT. V.K. TAHILRAMANI, J.]